

FEDERAL REGISTER

THE NATIONAL ARCHIVES
OF THE UNITED STATES
1934

VOLUME 14 NUMBER 8

Washington, Wednesday, January 12, 1949

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 52124]

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

UNLOADING OF MERCHANDISE IN BULK OUTSIDE A PORT OF ENTRY

Section 4.25 (a), Customs Regulations of 1943 (19 CFR, Cum. Supp., 4.35(a)), is amended by substituting "the collector of customs concerned," for "the Commissioner of Customs,"; by substituting "may" for "will"; and by substituting "such collector may designate" for "he may designate".

(Sec. 3, 44 Stat. 1382, secs. 447, 624, 46 Stat. 714, 759; 5 U. S. C. 281b, 19 U. S. C. 1447, 1624.)

[SEAL] W. R. JOHNSON,
Acting Commissioner of Customs.

Approved: January 5, 1949.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.

[F. R. Doc. 49-273; Filed, Jan. 11, 1949;
8:51 a. m.]

[T. D. 52123]

PART 18—TRANSPORTATION IN BOND AND MERCHANDISE IN TRANSIT

PART 25—CUSTOMS BONDS

CARRIER BONDS

1. Section 18.1, Customs Regulations of 1943 (19 CFR, Cum. Supp., 18.1), as amended by T. D. 51590, is further amended as follows:

a. Paragraph (c) is amended by deleting "in duplicate," from the first sentence and "in duplicate" from the second sentence.

b. Paragraph (f) is amended to read:

§ 18.1 *Carriers; application to bond.*
* * *

(f) Common carrier bonds may be discontinued at any time by the Bureau or the collector of customs at the headquarters port where the bond is filed. Bonded carriers desiring to discontinue such bonds shall make application therefor to such collector.

(Sec. 3, 44 Stat. 1382, 59 Stat. 667, 49 Stat. 1538, sec. 624, 46 Stat. 759; 5 U. S. C. 281b (a), 19 U. S. C. 1551, 1551a, 1624)

2. Section 25.3 (a), Customs Regulations of 1943 (19 CFR, Cum. Supp., 25.3 (a)), as amended by T. D. 52019, is further amended by deleting subparagraph (3) and by redesignating subparagraphs (4) and (5) as subparagraphs (3) and (4).

(Sec. 3, 44 Stat. 1382, sec. 30, 52 Stat. 1089, sec. 624, 46 Stat. 759; 5 U. S. C. 281b (a), 19 U. S. C. 1623, 1624)

3. Section 25.4 (a), Customs Regulations of 1943 (19 CFR, Cum. Supp., 25.4 (a)), as amended by T. D. 52019, is further amended by redesignating the present subparagraphs as subparagraphs (2) to (33) and by inserting a new subparagraph (1) reading as follows:

§ 25.4 *Bonds approved by collectors; form and execution.* (a) * * *

(1) Carrier's bond, customs Form 3587, in an amount to be determined by the collector.

(R. S. 161, sec. 3, 44 Stat. 1382, sec. 30, 52 Stat. 1089, sec. 624, 46 Stat. 759, secs. 1, 2, 52 Stat. 758, 759; 5 U. S. C. 22, 281b (a), 19 U. S. C. 1623, 1624, 46 U. S. C. 81, 92)

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: January 5, 1949.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.

[F. R. Doc. 49-274; Filed, Jan. 11, 1949;
8:51 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VIII—Office of the Housing Expediter

[Controlled Housing Rent Reg.,¹ Amdt. 61]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

CONTROLLED HOUSING RENT REGULATION

The Controlled Housing Rent Regulation (§§ 825.1 to 825.12) is amended in the following respects:

1. The period at the end of § 825.5 (a) (16) (iv) shall be changed to a comma,

¹ 13 F. R. 5708, 5788, 5877, 5937, 6240, 6283, 6411, 6556, 6881, 6910, 7299, 7671, 7801, 7862, 8217, 8327, 8388; 14 F. R. 17.

(Continued on next page)

CONTENTS

Alien Property, Office of	Page
Notices:	
Vesting orders, etc.:	
Jappen, Rudolph M., and	
Brooklyn Trust Co.	152
Neugart, Franz, et al.	152
Von Freden, Alice.	153
Civil Aeronautics Board	
Notices:	
Hearings, etc.:	
Cordova Air Service, Inc.	147
Monarch Air Lines, Inc.	146
Pecos, Tex., service to and	
from.	147
Customs Bureau	
Rules and regulations:	
Carrier bonds:	
Customs bonds.	143
Transportation in bond and	
merchandise in transit.	143
Vessels in foreign and do-	
mestic trades; unloading of	
bulk cargo.	143
Federal Communications Com-	
mission	
Notices:	
Hearings, etc.:	
Bay State Broadcasting Co.	
and Whaling City Broad-	
casting Corp.	150
Brown, Ziva Ray.	149
Continental Broadcasting Co.	
et al.	143
Coosa Valley Radio Co. and	
News Publishing Co.	
(WLAQ).	150
Dempsey, John J.	150
Greenwich Broadcasting Corp.	
and Fairfield County,	
Broadcasting Co.	147
Greer, Agnes Jane Reeves.	149
KWHN Broadcasting Co., Inc.	
(KWHN and KWHN-FM).	149
KXRO, Inc.	148
Lake Shore Broadcasting Co.	
et al.	148
Lamar, Charles Wilbur, Jr.	148
Liber Street Gospel Church	
of Lapeer (WAFB).	148
McClatchy Broadcasting Co.	
(KFBK-FM).	147
North Jersey Broadcasting	
Co., Inc. (WPAT), et al.	148
Panama City Broadcasting	
Co.	150
Patterson, S. H., and Albert	
Alvin Almada.	147



Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1947.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

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CONTENTS—Continued

Federal Communications Commission—Continued	Page
Notices—Continued	
Hearings, etc.—Continued	
Puget Sound Broadcasting Co., Inc.	148
RCA Communications, Inc.	147
Scenic City Broadcasting Co., Inc., and Rhode Island Broadcasting Co. (WRIB)	149
Southern California Broadcasting Co. (KWKW) et al.	149
Tribune Building Co. (KLX)	149
Motions Commissioner, designation for January 1949	147
Federal Power Commission	
Notices:	
Hearings, etc.:	
Corbett, Henry L., and Hal T. Hylton	150
Holyoke Water Power Co. and City of Holyoke Gas & Electric Dept.	151
Natural Gas Pipeline Co. of America	150
Pennsylvania Water and Power Co.	151
Sacramento Municipal Utility District	151
Severin, Robert R.	150
Washington Water Power Co.	150
Housing Expediter, Office of	
Rules and regulations:	
Rent, controlled; defense-rental areas:	
Housing	143
Atlantic County	145
Miami	145
New York City	144
Interior Department	
See Land Management, Bureau of.	

CONTENTS—Continued

Justice Department	Page
See Alien Property, Office of.	
Land Management, Bureau of	
Notices:	
Alaska; withdrawal of public lands for use of Alaska Railroad	146
Organization and procedure; delegations to Regional Administrators	146
Rules and regulations:	
Alaska; withdrawal of public lands for use of Alaska Railroad	146
Securities and Exchange Commission	
Notices:	
Hearings, etc.:	
Atlantic City Electric Co.	152
Indiana Service Corp. et al.	151
Treasury Department	
See Customs Bureau.	

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

Title 19—Customs Duties	Page
Chapter I—Bureau of Customs, Department of the Treasury:	
Part 4—Vessels in foreign and domestic trades	143
Part 18—Transportation in bond and merchandise in transit	143
Part 25—Customs bonds	143
Title 24—Housing and Housing Credit	
Chapter VIII—Office of Housing Expediter:	
Part 825—Rent regulations under the Housing and Rent Act of 1947, as amended (4 documents)	143-145
Title 43—Public Lands: Interior	
Chapter I—Bureau of Land Management, Department of the Interior:	
Appendix—Public land orders:	
544	146

and the following shall be added immediately after said comma: "but this requirement shall not apply to the adjustments mentioned in the second unnumbered paragraph following § 825.5 (a) (16) (vi)."

Section 825.5 (a) (16) (iv), as hereby amended, shall read as follows:

(iv) "Current year" means any 12 consecutive months ending not more than 90 days prior to the date of the filing of the petition: *Provided, however,* That such current year must extend at least six months beyond the last date of the "current year" used in a previous petition on which an adjustment was granted due to operating loss, but this requirement shall not apply to the adjustments mentioned in the second unnumbered paragraph following § 825.5 (a) (16) (vi).

2. The following new paragraph shall be added immediately after § 825.5 (a) (12) (v):

(vi) "Statutory lease" means a lease as described in section 204 (b) (2) or 204 (b) (3) of the Housing and Rent Act of 1947, as amended.

3. The first unnumbered paragraph immediately after § 825.5 (a) (16) (vi) shall be amended, and a new unnumbered paragraph shall be added immediately thereafter, both paragraphs to read as follows:

In making adjustments under this § 825.5 (a) (16), the Expediter shall take into consideration any adjustments in maximum rents ordered after the date the petition is filed as well as any increases in the legal monthly rent resulting from statutory leases, whether terminated or still effective.

If prior to January 12, 1949 an adjustment was ordered under this § 825.5 (a) (16) but part of the operating loss was charged to one or more dwelling units in the property which were covered by statutory leases, and if any such lease or leases have since terminated, the first adjustment ordered on or after January 12, 1949 under this § 825.5 (a) (16) may be based on a current year determined without regard to the proviso clause in § 825.5 (a) (16) (iv). In any case in which an adjustment based on a petition (other than a supplementary petition) under § 825.5 (a) (16) is ordered on or after January 12, 1949 while statutory leases are still in effect for one or more dwelling units in the property, the amount of operating loss chargeable to such leased unit or units shall be determined by the Expediter at the time such order is issued. Upon the termination of any such lease or leases a supplementary adjustment in the amount or amounts so determined shall be granted after the filing by the landlord of a supplementary petition for adjustment.

(Sec. 204 (d), 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. 1894 (d). Applies sec. 204 (b), 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. 1894 (b).)

This amendment shall become effective January 12, 1949.

Issued this 7th day of January 1949.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 49-246; Filed, Jan. 11, 1949; 8:47 a. m.]

[Controlled Housing Rent Reg., New York City Defense-Rental Area, Amdt. 10]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

CONTROLLED HOUSING RENT REGULATION FOR THE NEW YORK CITY DEFENSE-RENTAL AREA

The Controlled Housing Rent Regulation for the New York City Defense-

Rental Area (§§ 825.21 to 825.32) is amended in the following respects:

1. The period at the end of § 825.25 (a) (16) (iv) shall be changed to a comma, and the following shall be added immediately after said comma: "but this requirement shall not apply to the adjustments mentioned in the second unnumbered paragraph following § 825.25 (a) (16) (vi)."

Section 825.25 (a) (16) (iv), as hereby amended, shall read as follows:

(iv) "Current year" means any 12 consecutive months ending not more than 90 days prior to the date of the filing of the petition: *Provided, however*, That such current year must extend at least six months beyond the last date of the "current year" used in a previous petition on which an adjustment was granted due to operating loss, but this requirement shall not apply to the adjustments mentioned in the second unnumbered paragraph following § 825.25 (a) (16) (vi).

2. The following new paragraph shall be added immediately after § 825.25 (a) (16) (v):

(vi) "Statutory lease" means a lease as described in section 204 (b) (2) or 204 (b) (3) of the Housing and Rent Act of 1947, as amended.

3. The first unnumbered paragraph immediately after § 825.25 (a) (16) (vi) shall be amended, and a new unnumbered paragraph shall be added immediately thereafter, both paragraphs to read as follows:

In making adjustments under this § 825.25 (a) (16), the Expediter shall take into consideration any adjustments in maximum rents ordered after the date the petition is filed as well as any increases in the legal monthly rent resulting from statutory leases, whether terminated or still effective.

If prior to January 12, 1949 an adjustment was ordered under this § 825.25 (a) (16) but part of the operating loss was charged to one or more dwelling units in the property which were covered by statutory leases, and if any such lease or leases have since terminated, the first adjustment ordered on or after January 12, 1949 under this § 825.25 (a) (16) may be based on a current year determined without regard to the proviso clause in § 825.25 (a) (16) (iv). In any case in which an adjustment based on a petition (other than a supplementary petition) under § 825.25 (a) (16) is ordered on or after January 12, 1949 while statutory leases are still in effect for one or more dwelling units in the property, the amount of operating loss chargeable to such leased unit or units shall be determined by the Expediter at the time such order is issued. Upon the termination of any such lease or leases a supplementary adjustment in the amount or amounts so determined shall be granted after the filing by the landlord of a supplementary petition for adjustment.

(Sec. 204 (d), 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. 1894 (d). Applies sec. 204 (b), 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. 1894 (b))

This amendment shall become effective January 12, 1949.

Issued this 7th day of January 1949.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 49-247; Filed, Jan. 11, 1949;
8:48 a. m.]

[Controlled Housing Rent Reg., Atlantic County Defense-Rental Area,¹ Amdt. 10]

PART 825—RENT REGULATIONS UNDER THE
HOUSING AND RENT ACT OF 1947, AS
AMENDED

CONTROLLED HOUSING RENT REGULATION FOR
ATLANTIC COUNTY DEFENSE-RENTAL AREA

The Controlled Housing Rent Regulation for Atlantic County Defense-Rental Area (§§ 825.61 to 825.72) is amended in the following respects:

1. The period at the end of § 825.65 (a) (16) (iv) shall be changed to a comma, and the following shall be added immediately after said comma: "but this requirement shall not apply to the adjustments mentioned in the second unnumbered paragraph following § 825.65 (a) (16) (vi)."

Section 825.5 (a) (16) (iv), as hereby amended, shall read as follows:

(iv) "Current year" means any 12 consecutive months ending not more than 90 days prior to the date of the filing of the petition: *Provided, however*, That such current year must extend at least six months beyond the last date of the "current year" used in a previous petition on which an adjustment was granted due to operating loss, but this requirement shall not apply to the adjustments mentioned in the second unnumbered paragraph following § 825.65 (a) (16) (vi).

2. The following new paragraph shall be added immediately after § 825.65 (a) (12) (v):

(vi) "Statutory lease" means a lease as described in section 204 (b) (2) or 204 (b) (3) of the Housing and Rent Act of 1947, as amended.

3. The first unnumbered paragraph immediately after § 825.65 (a) (16) (vi) shall be amended, and a new unnumbered paragraph shall be added immediately thereafter, both paragraphs to read as follows:

In making adjustments under this § 825.65 (a) (16), the Expediter shall take into consideration any adjustments in maximum rents ordered after the date the petition is filed as well as any increases in the legal monthly rent resulting from statutory leases, whether terminated or still effective.

If prior to January 12, 1949 an adjustment was ordered under this § 825.65 (a) (16) but part of the operating loss was charged to one or more dwelling units in the property which were covered by statutory leases, and if any such lease or leases have since terminated, the first adjustment ordered on or after January 12, 1949 under this

¹ 13 F. R. 5743, 8350; 14 F. R. 19.

§ 825.65 (a) (16) may be based on a current year determined without regard to the proviso clause in § 825.65 (a) (16) (iv). In any case in which an adjustment based on a petition (other than a supplementary petition) under § 825.65 (a) (16) is ordered on or after January 12, 1949 while statutory leases are still in effect for one or more dwelling units in the property, the amount of operating loss chargeable to such leased unit or units shall be determined by the Expediter at the time such order is issued. Upon the termination of any such lease or leases a supplementary adjustment in the amount or amounts so determined shall be granted after the filing by the landlord of a supplementary petition for adjustment.

(Sec. 204 (d), 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. 1894 (d). Applies sec. 204 (b), 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. 1894 (b))

This amendment shall become effective January 12, 1949.

Issued this 7th day of January 1949.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 49-248; Filed, Jan. 11, 1949;
8:48 a. m.]

[Controlled Housing Rent Reg., Miami Defense-Rental Area,² Amdt. 12]

PART 825—RENT REGULATIONS UNDER THE
HOUSING AND RENT ACT OF 1947, AS
AMENDED

CONTROLLED HOUSING RENT REGULATION FOR
MIAMI DEFENSE-RENTAL AREA

The Controlled Housing Rent Regulation for Miami Defense-Rental Area (§§ 825.41 to 825.52) is amended in the following respects:

1. The period at the end of § 825.45 (a) (16) (iv) shall be changed to a comma, and the following shall be added immediately after said comma: "but this requirement shall not apply to the adjustments mentioned in the second unnumbered paragraph following § 825.45 (a) (16) (vi)."

Section 825.45 (a) (16) (iv), as hereby amended, shall read as follows:

(iv) "Current year" means any 12 consecutive months ending not more than 90 days prior to the date of the filing of the petition: *Provided, however*, That such current year must extend at least 6 months beyond the last date of the "current year" used in a previous petition on which an adjustment was granted due to operating loss, but this requirement shall not apply to the adjustments mentioned in the second unnumbered paragraph following § 825.45 (a) (16) (vi).

2. The following new paragraph shall be added immediately after § 825.45 (a) (16) (v):

(vi) "Statutory lease" means a lease as described in section 204 (b) (2) or

² 13 F. R. 5735, 6246, 8363; 14 F. R. 20.

204 (b) (3) of the Housing and Rent Act of 1947, as amended.

3. The first unnumbered paragraph immediately after § 825.45 (a) (16) (vi) shall be amended, and a new unnumbered paragraph shall be added immediately thereafter, both paragraphs to read as follows:

In making adjustments under this § 825.45 (a) (16), the Expediter shall take into consideration any adjustments in maximum rents ordered after the date the petition is filed as well as any increases in the legal monthly rent resulting from statutory leases, whether terminated or still effective.

If prior to January 12, 1949 an adjustment was ordered under this § 825.45 (a) (16) but part of the operating loss was charged to one or more dwelling units in the property which were covered by statutory leases, and if any such lease or leases have since terminated, the first adjustment ordered on or after January 12, 1949 under this § 825.45 (a) (16) may be based on a current year determined without regard to the proviso clause in § 825.45 (a) (16) (iv). In any case in which an adjustment based on a petition (other than a supplementary petition) under § 825.45 (a) (16) is ordered on or after January 12, 1949 while statutory leases are still in effect for one or more dwelling units in the property, the amount of operating loss chargeable to such leased unit or units shall be determined by the Expediter at the time such order is issued. Upon the termination of any such lease or leases a supplementary adjustment in the amount or amounts so determined shall be granted

after the filing by the landlord of a supplementary petition for adjustment.

(Sec. 204 (d), 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. 1894 (d). Applies sec. 204 (b), 61 Stat. 197, as amended by 62 Stat. 37 and by 62 Stat. 94; 50 U. S. C. App. 1894 (b))

This amendment shall become effective January 12, 1949.

Issued this 7th day of January 1949.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 49-249; Filed, Jan. 11, 1949;
8:48 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Appendix—Public Land Orders [Public Land Order 544]

ALASKA

WITHDRAWING PUBLIC LANDS FOR USE OF ALASKA RAILROAD

By virtue of the authority contained in section 1 of the act of March 12, 1914, 38 Stat. 305 (48 U. S. C. sec. 304), and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public land in Alaska is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of The

Alaska Railroad, Department of the Interior, as a Railroad Reserve:

A tract of land extending along the Alaska Railroad from Mileage 280.00 to 286.71, south of U. S. Survey 1930 described as follows:

Beginning at a point in the center line of the main track of The Alaska Railroad at engineer's survey station "A" 12,881+18.8, mileage 280.00 in approximate latitude 62°68' N., longitude 149°41' W.; thence S. 71°10' E., 2,640.0 feet measured at right angles from the aforesaid center line of the main track, to the southeasterly corner; thence northeasterly 19,323.0 feet parallel to the center line of the main track to a point which bears S. 64°48' E., 2,640.0 feet from the center line of the main track at engineers' survey station "A" 13,077+50.0, mileage 283.72; thence N. 25°12' E., 12,940.0 feet approximately, to the northeasterly corner, a point which bears S. 48°04' E., 4,365.0 feet from the center line of the main track at engineers' survey station "A" 18,235+54.6, mileage 286.71; thence N. 48°04' W., 6,165.0 feet approximately, to the northwesterly corner, a point on the easterly side of the Chulitna River; thence southwesterly and southerly meandering and crossing the mouth of Hurricane Gulch along the easterly side of the Chulitna River 5 miles approximately to a point which bears N. 64°48' W., 1,320.0 feet from the center line of the main track at engineers' survey station "A" 13,077+50.0, mileage 283.72; thence southwesterly 19,748.0 feet approximately, parallel to the center line of the main track to the southwesterly corner, a point which bears N. 71°10' W., 1,320.0 feet from the point of beginning; thence S. 71°10' E., 1,320.0 feet to the point of beginning, containing 3,012 acres, more or less.

WILLIAM E. WARNE,
Assistant Secretary of the Interior.

JANUARY 4, 1949.

[F. R. Doc. 49-235; Filed, Jan. 11, 1949;
8:46 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR Bureau of Land Management

NOTICE FOR FILING OBJECTIONS TO WITHDRAWAL OF PUBLIC LANDS FOR USE OF ALASKA RAILROAD¹

For a period of 60 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be

rescinded, modified or let stand will be given to all interested parties of record and the general public.

WILLIAM E. WARNE,
Assistant Secretary of the Interior.

JANUARY 4, 1949.

[F. R. Doc. 49-236; Filed, Jan. 11, 1949;
8:46 a. m.]

[Order 363]

DELEGATIONS TO REGIONAL ADMINISTRATORS ORGANIZATION AND PROCEDURE

JANUARY 5, 1949.

Subparagraph (83) of paragraph (a) of section 50.451 is amended to read as follows:

SEC. 50.451 *Functions with respect to various statutes.* (a) * * *

(83) Determine the liability for trespass on the public lands in their respective regions, in accordance with the rules set forth in 43 CFR, Part 288, and the applicable Court and Departmental decisions, and demand and accept payment of the amount determined to be due by

reason of such trespass. This authority does not extend to Region II.

(43 CFR 4.275; R. S. 161, 453, 2478; 5 U. S. C. 22, 43 U. S. C. 2, 1201)

MARION CLAWSON,
Director.

[F. R. Doc. 49-234; Filed, Jan. 11, 1949;
8:46 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 2741]

MONARCH AIR LINES, INC.

NOTICE OF HEARING

In the matter of the petition of Monarch Air Lines, Inc. under section 406 of the Civil Aeronautics Act of 1938, as amended, for a further increase in the temporary rate of compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith over its entire route and the order to show cause published by the Board in Orders Serial Number E-2346.

Notice is hereby given that a hearing in the above matter is assigned to be held on January 13, 1949, at 10:00 a. m. (east-

¹ See Title 43, Chapter I, Appendix, Public Land Order 544, *supra*.

ern standard time) in Room 113, Wing C, Temporary Building No. 5, 16th Street and Constitution Avenue NW., Washington, D. C., before Examiner Richard A. Walsh.

Dated at Washington, D. C., January 7, 1949.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 49-279; Filed, Jan. 11, 1949;
8:53 a. m.]

[Docket No. 3232]

CORDOVA AIR SERVICE, INC.

NOTICE OF HEARING

In the matter of the petition of Cordova Air Service, Inc. under section 406 of the Civil Aeronautics Act of 1938, as amended, for an increase in the temporary rate of compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith over its Cordova-Katalla-Cape Yakataga route and the order to show cause published by the Board in Orders Serial Number E-2338.

Notice is hereby given that a hearing in the above matter is assigned to be held on January 13, 1949, at 10:00 a. m. (eastern standard time) in Room 113, Wing C, Temporary Building No. 5, 16th Street and Constitution Avenue NW., Washington, D. C., before Examiner Richard A. Walsh.

Dated at Washington, D. C., January 7, 1949.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 49-280; Filed, Jan. 11, 1949;
8:53 a. m.]

[Docket No. 3322 et al.]

SERVICE TO AND FROM PECOS, TEX.

NOTICE OF ORAL ARGUMENT

In the matter of a proceeding under section 401 (h) of the Civil Aeronautics Act of 1938, as amended, to determine the need for service to and from Pecos, Texas, and certain applications for amendments of certificates of public convenience and necessity so as to include service to Pecos, Texas.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that oral argument in the above-entitled proceeding is assigned to be held on February 2, 1949, at 10:00 a. m. (eastern standard time) in Room 5042, Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated at Washington, D. C., January 7, 1949.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 49-281; Filed, Jan. 11, 1949;
8:53 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Designation Order 29]

DESIGNATION OF MOTIONS COMMISSIONER FOR JANUARY 1949

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 29th day of December 1948;

It is ordered, Pursuant to § 0.111 of the Statement of Delegations of Authority, that Robert F. Jones, Commissioner, be and he is hereby, designated as Motions Commissioner for the month of January 1949.

It is further ordered, That in the event said Motions Commissioner is unable to act during any part of said period the Chairman or Acting Chairman will designate a substitute Motions Commissioner.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-251; Filed, Jan. 11, 1949;
8:48 a. m.]

[Docket No. 8990]

RCA COMMUNICATIONS, INC.

ORDER POSTPONING HEARING

Applications for modification of licenses to add Tel Aviv, Israel as a point of communication.

The Commission, having under consideration a motion filed by RCA Communications, Inc., on November 29, 1948, requesting a postponement of the hearing herein for approximately 60 days;

It appearing, that RCA Communications, Inc., is the only party to this proceeding;

It is ordered, This 3d day of December 1948, that the hearing herein, now scheduled to commence on December 13, 1948, is postponed to February 14, 1949, at the same time and place heretofore designated.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-252; Filed, Jan. 11, 1949;
8:48 a. m.]

[Docket Nos. 8716, 8717]

GREENWICH BROADCASTING CORP. AND FAIRFIELD COUNTY BROADCASTING CO.

ORDER CONTINUING HEARING

In re applications of Greenwich Broadcasting Corporation, Greenwich, Connecticut, Docket No. 8716, File No. BP-6315; Fairfield County Broadcasting Company, Norwalk, Connecticut, Docket No. 8717, File No. BP-6460; for construction permits.

The Commission having under consideration a petition filed November 26, 1948, by Greenwich Broadcasting Corporation, Greenwich, Connecticut, requesting a continuance in the hearing presently scheduled for December 9, 1948, at

Greenwich, Connecticut, upon the above-entitled applications for construction permits;

It is ordered, This 3d day of December 1948, that the petition be, and it is hereby granted; and that the hearing upon the above-entitled applications be, and it is hereby, continued to 10:00 a. m., Monday, January 10, 1949, at Greenwich, Connecticut, and Tuesday, January 11, 1949, at Norwalk, Connecticut.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-253; Filed, Jan. 11, 1949;
8:48 a. m.]

[Docket No. 8553]

S. H. PATTERSON AND ALBERT ALVIN ALMADA

ORDER CONTINUING HEARING

In re application of S. H. Patterson, assignor, Atchison, Kansas, Albert Alvin Almada, assignee, Sacramento, California, Docket No. 8553, File No. BAPL-23; for consent to assignment of license of radio station KVAK, Atchison, Kansas.

The Commission having under consideration a petition filed December 7, 1948, by S. H. Patterson (assignor), Atchison, Kansas, and Albert Alvin Almada (assignee), Sacramento, California, requesting a continuance in the hearing presently scheduled for December 21, 1948, upon the above-entitled application for assignment of license of station KVAK, Atchison, Kansas;

It is ordered, This 10th day of December 1948, that the petition be, and it is hereby, granted; and that the hearing upon the above-entitled application be, and it is hereby, continued indefinitely.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-254; Filed, Jan. 11, 1949;
8:48 a. m.]

[Docket No. 8016]

McCLATCHY BROADCASTING CO.
(KFBK-FM)

ORDER CONTINUING HEARING

In re application of McClatchy Broadcasting Company (KFBK-FM), Sacramento, California, Docket No. 8016, File No. BPH-471; for construction permit.

The Commission having under consideration a petition filed November 30, 1948, by McClatchy Broadcasting Company (KFBK-FM), Sacramento, California, requesting an indefinite continuance in the hearing presently scheduled for January 4, 1949, upon its above-entitled application for FM construction permit;

It is ordered, This 10th day of December 1948, that the petition be, and it is hereby, granted; and that the hearing

upon the above-entitled application be, and it is hereby, continued indefinitely.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-255; Filed, Jan. 11, 1949;
8:49 a. m.]

[Docket No. 8302]

CHARLES WILBUR LAMAR, JR.
ORDER CONTINUING HEARING

In re application of Charles Wilbur Lamar, Jr., Morgan City, Louisiana, Docket No. 8302, File No. BP-4913; for construction permit.

The Commission having under consideration a petition filed December 2, 1948, by Charles Wilbur Lamar, Jr., Morgan City, Louisiana, requesting a continuance in the hearing presently scheduled for December 13, 1948, at Morgan City, Louisiana, upon its above-entitled application for construction permit;

It is ordered, This 10th day of December 1948, that the petition be, and it is hereby, granted; and that the hearing upon the above-entitled application be, and it is hereby, continued to 10:00 a. m., Monday, March 28, 1949, at Morgan City, Louisiana.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-256; Filed, Jan. 11, 1949;
8:49 a. m.]

[Docket No. 8374]

KXRO, INC. (KXRO)

ORDER CONTINUING HEARING

In re application of KXRO, Incorporated (KXRO), Aberdeen, Washington, Docket No. 8374, File No. BP-5568; for construction permit.

Whereas, the above-entitled application is presently scheduled to be heard on December 13, 1948, at Hoquiam, Washington; and

Whereas, there is pending before the Commission a petition for reconsideration and grant without hearing filed on December 7, 1948;

It is ordered, This 10th day of December 1948, on the Commission's own motion, that the hearing upon the above-entitled application be, and it is hereby, continued to 10:00 a. m., Thursday, February 3, 1949, at Hoquiam, Washington.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-257; Filed, Jan. 11, 1949;
8:49 a. m.]

[Docket No. 8628]

PUGET SOUND BROADCASTING CO., INC.

ORDER CONTINUING HEARING

In re application of Puget Sound Broadcasting Company, Inc., Tacoma,

Washington, Docket No. 8628, File No. BML-1272; for modification of license.

The Commission having under consideration a petition filed December 9, 1948, by Puget Sound Broadcasting Company, Inc., Tacoma, Washington, requesting an indefinite continuance in the hearing presently scheduled for January 20, 1949, upon its above-entitled application for modification of license;

It is ordered, This 17th day of December 1948, that the petition be, and it is hereby, granted; and that the hearing upon the above-entitled application be, and it is hereby, continued indefinitely.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-258; Filed, Jan. 11, 1949;
8:49 a. m.]

[Docket No. 8632]

LIBERTY STREET GOSPEL CHURCH OF
LAPEER (WAPC)

ORDER CONTINUING HEARING

In re application of the Liberty Street Gospel Church of Lapeer (WAPC), Lapeer, Michigan, Docket No. 8632, File No. BML-1271; for modification of license.

Whereas, the above-entitled application is presently scheduled to be heard on January 13, 1949, at Washington, D. C.; and

Whereas, there is pending before the Commission a petition for reconsideration and grant without hearing filed on March 8, 1948;

It is ordered, This 17th day of December 1948, on the Commission's own motion, that the hearing upon the above-entitled application be, and it is hereby, continued indefinitely, pending action on the said petition for reconsideration and grant without hearing.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-259; Filed, Jan. 11, 1949;
8:49 a. m.]

[Docket Nos. 8285, 8627, 9161]

NORTH JERSEY BROADCASTING CO., INC.
(WPAT) ET AL.

ORDER CONTINUING HEARING

In re applications of North Jersey Broadcasting Company, Inc. (WPAT), Paterson, New Jersey, Docket No. 8285, File No. BP-4613; The Monocacy Broadcasting Company (WFMD), Frederick, Maryland, Docket No. 8627, File No. BP-5128; Valley Broadcasting Corporation, Holyoke, Massachusetts, Docket No. 9161, File No. BP-6615; for construction permits.

Whereas, the above-entitled applications are presently scheduled to be heard on January 17, 1949, at Washington, D. C.; and

Whereas, there is pending before the Commission a petition for reconsidera-

tion and grant without hearing filed on February 20, 1948;

It is ordered, This 17th day of December 1948, that the hearing upon the above-entitled applications be, and it is hereby, continued indefinitely, on the Commission's own motion, pending action on the said petition for reconsideration and grant without hearing.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-260; Filed, Jan. 11, 1949;
8:49 a. m.]

[Docket Nos. 8001, 8684, 8685, 8830, 9130]

CONTINENTAL BROADCASTING CO. ET AL.
ORDER CHANGING PLACE OF HEARING

In re applications of David E. Mackey, John E. Evans, Sr., John E. Evans, Jr., and Kenneth E. Rennekamp, d/b as Continental Broadcasting Company, Toledo, Ohio, Docket No. 8684, File No. BP-6368; the Midwestern Broadcasting Company, Toledo, Ohio, Docket No. 8685, File No. BP-6421; the Toledo Blade Company, Toledo, Ohio, Docket No. 8830, File No. BP-6534; Unity Corporation Incorporated (WTOD), Toledo, Ohio, Docket No. 8001, File No. BP-5071; the Rural Broadcasting Company of Ohio, Oak Harbor, Ohio, Docket No. 9130, File No. BP-6758; for construction permits.

The Commission having under consideration a petition filed December 10, 1948, by Midwestern Broadcasting Company, Toledo, Ohio, requesting that the hearing presently scheduled for January 24, 1949, upon the above-entitled applications be held in Toledo, Ohio, in lieu of Washington, D. C.;

It is ordered, This 17th day of December 1948, that the petition be, and it is hereby, granted; and that the place of hearing in the above-entitled proceeding be, and it is hereby, changed to Toledo, Ohio.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-261; Filed, Jan. 11, 1949;
8:49 a. m.]

[Docket Nos. 7629, 8119, 8261]

LAKE SHORE BROADCASTING CO. ET AL.

ORDER CONTINUING HEARING

In re applications of Lake Shore Broadcasting Company, Evanston, Illinois, Docket No. 7629, File No. BP-4750; Lake States Broadcasting Company, Milwaukee, Wisconsin, Docket No. 8119, File No. BP-5359; Cornbelt Broadcasting Company (WHOW), Clinton, Illinois, Docket No. 8261, File No. BMP-2562; for construction permits.

Whereas, the above-entitled applications are scheduled to be heard on January 24, 1949, at Washington, D. C.; and

Whereas, on May 9, 1947, the Commission published a notice of proposed rule-

making with respect to daytime skywave transmissions of standard broadcast stations (Docket No. 8333) and stated therein that it would defer action on all pending applications requesting daytime or limited time operation on United States I-A or I-B frequencies until a decision was announced in the said hearing (Mimeo No. 6630); and

Whereas, the above-entitled application of Lake Shore Broadcasting Company, Evanston, Illinois, requests the use of 1520 kc, 5 kw, daytime only, using directional antenna; the above-entitled application of Lake States Broadcasting Company, Milwaukee, Wisconsin, requests the use of 1520 kc, 5 kw, unlimited time; and the above-entitled application of Cornbelt Broadcasting Company (WHOW), Clinton, Illinois, requests the use of 1520 kc, 1 kw night, and 5 kw day, unlimited time;

It is ordered, This 17th day of December 1948, on the Commission's own motion, that the said hearing on the above-entitled applications be, and it is hereby, continued indefinitely.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-262; Filed, Jan. 11, 1949;
8:49 a. m.]

[Docket Nos. 7820, 8298]

SCENIC CITY BROADCASTING CO., INC.,
AND RHODE ISLAND BROADCASTING CO.
(WRIB)

ORDER CONTINUING HEARING

In re application of Scenic City Broadcasting Company, Inc., Middletown, Rhode Island, Docket No. 7820, File No. BP-4902; Rhode Island Broadcasting Company (WRIB), Providence, Rhode Island, Docket No. 8298, File No. BMP-2479; for construction permits.

Whereas, the above-entitled applications are presently scheduled to be heard on January 20, 1949, at Washington, D. C.; and

Whereas, the public interest, convenience and necessity would be served by a continuance of the said hearing;

It is ordered, This 17th day of December 1948, on the Commission's own motion, that the hearing upon the above-entitled applications be, and it is hereby, continued to 10:00 a. m., Wednesday, January 26, 1949, at Washington, D. C.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-263; Filed, Jan. 11, 1949;
8:49 a. m.]

[Docket Nos. 8983, 8984]

KWHN BROADCASTING CO., INC. (KWHN
AND KWHN-FM)

ORDER CONTINUING HEARING

In re applications of KWHN Broadcasting Company, Inc. (KWHN and KWHN-FM), Fort Smith, Arkansas,

Docket No. 8983, File No. BL-2816, BZ-2661; for AM broadcast license; for extension of completion date of FM station Docket No. 8984, File No. BMPH-1782.

Whereas, the above-entitled applications are presently scheduled to be heard on January 17, 1949, at Fort Smith, Arkansas; and

Whereas, there is pending before the Commission a petition for reconsideration and grant without hearing filed on November 12, 1948;

It is ordered, This 17th day of December 1948, that the hearing upon the above-entitled applications be, and it is hereby, continued indefinitely, on the Commission's own motion, pending action on the said petition for reconsideration and grant without hearing.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-264; Filed, Jan. 11, 1949;
8:49 a. m.]

[Docket No. 8248]

AGNES JANE REEVES GREEN

ORDER DESIGNATING APPLICATION FOR
FURTHER HEARING

In re application of Agnes Jane Reeves Greer, Dover, Ohio, Docket No. 8248, File No. BP-5319; for construction permit.

The Commission having under consideration the above-entitled application on which a further hearing was ordered on a date to be specified; and

It appearing, that the proper dispatch of the Commission's business and the ends of justice will be served by holding such hearing on January 6, 1949;

It is ordered, This 17th day of December 1948, that the further hearing herein be held in Washington, D. C., on January 6, 1949, at 10:00 a. m.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-265; Filed, Jan. 11, 1949;
8:50 a. m.]

[Docket No. 8379]

TRIBUNE BUILDING CO. (KLX)

ORDER CONTINUING HEARING

In re application of Tribune Building Company (KLX), Oakland, California, Docket No. 8379, File No. BP-5293; for construction permit.

Whereas, the above-entitled application is presently scheduled to be heard on January 31, 1949, at Washington, D. C.; and

Whereas, there is pending before the Commission a petition for reconsideration and grant without hearing filed on October 29, 1948;

It is ordered, This 17th day of December 1948, that the hearing upon the above-entitled application be, and it is hereby, continued indefinitely, on the Commission's own motion, pending ac-

tion on the said petition for reconsideration and grant without hearing.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-266; Filed, Jan. 11, 1949;
8:59 a. m.]

[Docket No. 9187]

ZIVA RAY BROWN

ORDER DESIGNATING APPLICATION FOR
HEARING

In the matter of Ziva Ray Brown, Huntington Beach, California, Docket No. 9187, suspension of radiotelegraph first class operator license T-12-1097,

It is ordered, This 30th day of December 1948, upon the Commission's own motion, that the hearing in the above-entitled matter be held commencing at 9:30 a. m., on the 24th day of January 1949, at Los Angeles, California.

It is further ordered, That Elizabeth C. Smith be assigned as hearing examiner in the above-entitled matter at the time and place aforesaid; and

It is further ordered, That the licensee be provided with duplicate copies of this order, and that the licensee's attorneys of record be similarly provided with copies hereof.

Notice is hereby given that § 1.857 of the Commission's rules and regulations is applicable to this proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-267; Filed, Jan. 11, 1949;
8:50 a. m.]

[Docket Nos. 6737, 8454, 9110, 9111]

SOUTHERN CALIFORNIA BROADCASTING CO.
(KWKW) ET AL.

ORDER CONTINUING HEARING

In re applications of Marshall S. Neal, Paul Buhlig, E. T. Foley and Edwin Earl, d/b as Southern California Broadcasting Company (KWKW), Pasadena, California, Docket No. 6737, File No. BP-3710; George W. Berger, George A. Raymer, Fred Forgy and John W. Swallow, d/b as Orange County Broadcasting Company, Santa Ana, California, Docket No. 8454, File No. BP-5936; Leon E. Sidebottom, Don J. Jackson, Walter S. Murra, Paul E. Kain, Glenn E. Jackson and Karl Jackson, a partnership, d/b as Airtone Company, Santa Ana, California, Docket No. 9110, File No. BP-6021; Paul B. Sogg, J. Herman, Jr., A. J. Victor, Edward J. Mursset, Jr., E. K. Bowman and Jerry Ferro, a partnership, d/b as Riverside Broadcasters, Riverside, California, Docket No. 9111, File No. BP-6520; for construction permits.

Whereas, the above-entitled applications are presently scheduled to be heard in Washington, D. C., on January 10, 1949; and

Whereas, the public interest, convenience, and necessity would be served by a continuance of the said hearing;

NOTICES

It is ordered, This 31st day of December 1948, on the Commission's own motion, that the hearing upon the above-entitled applications be, and it is hereby, continued to 10:00 a. m., Monday, February 14, 1949, at Washington, D. C.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-268; Filed, Jan. 11, 1949;
8:50 a. m.]

[Docket No. 8044]

JOHN J. DEMPSEY

ORDER CONTINUING HEARING

In re petition of John J. Dempsey,
Docket No. 8044.

Whereas, the hearing in the proceeding upon the above-entitled matter is presently scheduled to be heard on January 12, 1949, at Albuquerque, New Mexico; and

Whereas, the public interest, convenience and necessity would be served by a continuance of the said hearing;

It is ordered, This 31st day of December 1948, that the hearing in the above-entitled matter be, and it is hereby, continued to 10:00 a. m., Tuesday, February 8, 1949, at Albuquerque, New Mexico.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-269; Filed, Jan. 11, 1949;
8:50 a. m.]

[Docket Nos. 7054, 8356]

BAY STATE BROADCASTING CO. AND WHALING
CITY BROADCASTING CORP.

ORDER CONTINUING HEARING

In re applications of Bay State Broadcasting Company, New Bedford, Massachusetts, Docket No. 7054, File No. BP-4201; Whaling City Broadcasting Corporation, New Bedford, Massachusetts, Docket No. 8356, File No. BP-6893; for construction permits.

The Commission having under consideration a petition filed December 22, 1948, by Whaling City Broadcasting Corporation, New Bedford, Massachusetts, requesting a continuance of the hearing presently scheduled for January 13, 1949, upon its above-entitled applications for construction permits;

It is ordered, This 31st day of December 1948, that the petition be, and it is hereby, granted; and that the hearing upon the above-entitled applications be, and it is hereby, continued to 10:00 a. m., Monday, January 24, 1949, at New Bedford, Massachusetts.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-270; Filed, Jan. 11, 1949;
8:50 a. m.]

[Docket Nos. 8593, 8594]

COOSA VALLEY RADIO CO. (WROM) AND
NEWS PUBLISHING CO. (WLAQ)

ORDER CONTINUING HEARING

In re applications of Dean Covington, J. W. Tromerhauser & Edward Nixon McKay, a partnership, d/b as Coosa Valley Radio Company (WROM), Rome, Georgia, Docket No. 8593, File No. BP-6262; News Publishing Company (WLAQ), Rome, Georgia, Docket No. 8594, File No. BP-6406; for construction permits.

The Commission having under consideration a petition filed December 24, 1948, by News Publishing Company (WLAQ), Rome, Georgia, requesting that the hearing presently scheduled for January 17, 1949, at Rome, Georgia, be continued to February 17, 1949, upon its above-entitled applications for construction permits;

It is ordered, This 31st day of December 1948, that the petition be, and it is hereby, granted; and that the hearing upon the above-entitled applications be, and it is hereby, continued to 10:00 a. m., Monday, March 7, 1949, at Rome, Georgia.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-271; Filed, Jan. 11, 1949;
8:50 a. m.]

[Docket No. 8904]

PANAMA CITY BROADCASTING CO.

ORDER CONTINUING HEARING

In re application of Panama City Broadcasting Company, Panama City, Florida, Docket No. 8904, File No. BML-1282; for modification of license.

The Commission having under consideration a petition filed December 22, 1948, by Panama City Broadcasting Company, Panama City, Florida, requesting a continuance of the hearing on its above-entitled application for modification of license; and

It appearing, that there is pending before the Commission a petition for reconsideration and grant without hearing filed on July 16, 1948;

It is ordered, This 31st day of December 1948, that the petition be, and it is hereby, granted; and that the hearing upon the above-entitled application be, and it is hereby, continued indefinitely pending action on the said petition for reconsideration and grant.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-272; Filed, Jan. 11, 1949;
8:51 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-1465]

NATURAL GAS PIPELINE CO. OF AMERICA

NOTICE OF FINDINGS AND ORDER ISSUING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

JANUARY 7, 1949.

Notice is hereby given that, on January 6, 1949, the Federal Power Commission issued its findings and order entered January 4, 1949, issuing certificate of public convenience and necessity in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-244; Filed, Jan. 11, 1949;
8:47 a. m.]

[Project No. 510]

WASHINGTON WATER POWER CO.

NOTICE OF ORDER AUTHORIZING AMENDMENT OF LICENSE (TRANSMISSION LINE)

JANUARY 7, 1949.

Notice is hereby given that, on January 6, 1949, the Federal Power Commission issued its order entered January 4, 1949, authorizing amendment of license (transmission line) in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-241; Filed, Jan. 11, 1949;
8:47 a. m.]

[Project No. 865]

ROBERT R. SEVERIN

NOTICE OF ORDER ACCEPTING SURRENDER OF LICENSE (MINOR)

JANUARY 7, 1949.

Notice is hereby given that, on January 6, 1949, the Federal Power Commission issued its order entered January 4, 1949, accepting surrender of license (minor) in the above-designated matter.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-242; Filed, Jan. 11, 1949;
8:47 a. m.]

[Project Nos. 891, 1092]

HENRY L. CORBETT AND HAL T. HYLTON

NOTICE OF ORDERS AUTHORIZING ISSUANCE OF NEW LICENSES (MINOR)

JANUARY 7, 1949.

Notice is hereby given that, on January 6, 1949, the Federal Power Commission issued its orders entered January 4, 1949, authorizing issuance of new licenses (minor) in the above-designated matters.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-243; Filed, Jan. 11, 1949;
8:47 a. m.]

[Projects Nos. 2004, 2014]

**HOLYOKE WATER POWER CO. AND CITY OF
HOLYOKE GAS & ELECTRIC DEPARTMENT**

**ORDER CONSOLIDATING PROCEEDINGS AND
FIXING HEARING THEREON**

JANUARY 4, 1949.

On August 6, 1948, Holyoke Water Power Company, of Holyoke, Massachusetts (Company), filed a new application for license covering its existing hydroelectric facilities on the Connecticut River, a navigable water of the United States, at Holyoke, Massachusetts, and additional unconstructed hydroelectric facilities at the site which together would constitute a new and greatly expanded project and which has been designated as Project No. 2004. The new application supersedes an application previously filed by the Company for a license covering the existing hydroelectric facilities only and which was designated as Project No. 1917.

On November 15, 1948, the City of Holyoke Gas & Electric Department, of Holyoke, Massachusetts (City), filed an application for license covering certain of the existing hydroelectric facilities mentioned in the Holyoke Water Power Company's applications for license, and additional unconstructed hydroelectric facilities which, together, would constitute a new and greatly expanded project and which has been designated as Project No. 2014. The application supersedes a prior application for preliminary permit filed by the Department covering the same constructed and unconstructed facilities and which was designated as Project No. 1983.

Public notice of the filing of the original and superseding applications has been given.

In view of the apparent conflict between the original applications filed by the Company and the City, relating to Projects Nos. 1917 and 1983, respectively, each requested and was granted permission to intervene in the proceedings initiated by the filing of their respective applications. For the same reason, the City requested and was granted permission to intervene in the proceeding initiated by the filing of the Company's application for license for Project No. 2004.

The State of Connecticut, the Commission of the Department of Public Utilities of the State of Massachusetts, and various municipalities in the vicinity of Holyoke, Massachusetts, were permitted to intervene in one or both of the proceedings under Projects Nos. 1983 and 2004. Since the project covered in the City's application for license for Project No. 2014 is substantially similar to the project covered in its application for preliminary permit for Project No. 1983, the interveners in Project No. 1983 mentioned or referred to herein should be permitted to intervene in Project No. 2014 to the same extent permitted them in Project No. 1983.

In addition to the interveners, a number of persons and associations have expressed their disapproval of any change to the existing project which would be detrimental to upstream property or to fishlife.

The Commission finds:

(1) It is necessary and desirable in the public interest that a hearing be held respecting the matters involved and the issues raised by the applications filed by the Company and the City for licenses for Projects Nos. 2004 and 2014, respectively.

(2) Good cause exists for consolidating the proceedings under Projects Nos. 2004 and 2014 for the purpose of a hearing on the issues raised in the two applications and the development of the water resources involved.

The Commission orders:

(A) A public hearing, consolidating for hearing the proceedings involving Projects Nos. 2004 and 2014, be held commencing at 10:00 a. m. (e. s. t.) on February 15, 1949, in the Civic Auditorium, Holyoke, Massachusetts.

(B) The interveners in Project No. 1983 mentioned or referred to herein are hereby permitted to become interveners in this proceeding to the same extent permitted them in Project No. 1983.

Date of issuance: January 6, 1949.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-245; Filed, Jan. 11, 1949;
8:47 a. m.]

[Project No. 2012]

**SACRAMENTO MUNICIPAL UTILITY DISTRICT
NOTICE OF APPLICATION FOR PRELIMINARY
PERMIT**

JANUARY 5, 1949.

Public notice is hereby given that Sacramento Municipal Utility District, of Sacramento, California, has made application under the Federal Power Act (16 U. S. C. 791 (a)-825r) for preliminary permit for a period of 24 months for a proposed hydroelectric Project No. 2012 to be located on American River in Sacramento County, California. The proposed project would utilize for power purposes water from Folsom Dam and Reservoir, a multiple-purpose project authorized for construction by the Chief of Engineers and the Secretary of the Army by the Flood Control Act of 1944 (58 Stat. 887) and would consist of a power plant with estimated installed capacity of about 75,000 kilowatts located at the dam near Folsom, California; a transmission line from the power plant to a substation at the eastern limits of the city of Sacramento (about 18 miles); and appurtenant facilities.

A preliminary permit, if issued, shall be for the sole purpose of maintaining priority of application for a license under the Federal Power Act to enable the applicant herein to make examinations and surveys, to prepare maps, plans, and estimates, and to make financial arrangements required for the filing of an application for license under the act. A preliminary permit, if issued, will not authorize construction of a project or any part thereof.

Any protest against approval of this application or request for hearing there-

on, with the reasons for such protest or request, and the name and address of the party or parties so protesting or requesting, should be submitted on or before February 14, 1949, to the Federal Power Commission, Washington 25, D. C.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-239; Filed, Jan. 11, 1949;
8:46 a. m.]

[Docket No. IT-5915]

PENNSYLVANIA WATER & POWER CO.

NOTICE OF OPINION NO. 173 AND ORDER

JANUARY 7, 1949.

Notice is hereby given that, on January 5, 1949, the Federal Power Commission issued its Opinion No. 173 and order entered January 4, 1949, reducing rates in the above-designated matter.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-240; Filed, Jan. 11, 1949;
8:47 a. m.]

**SECURITIES AND EXCHANGE
COMMISSION**

[File Nos. 70-1852, 70-1178]

INDIANA SERVICE CORP. ET AL.

**SUPPLEMENTAL ORDER APPROVING EXTENSION
OF TIME**

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 6th day of January A. D. 1949.

In the matter of Indiana Service Corporation, Indiana & Michigan Electric Company, American Gas and Electric Company, File No. 70-1852; American Gas and Electric Company, File No. 70-1178.

American Gas and Electric Company ("American Gas") having on June 30, 1947 acquired all the common stock of Indiana Service Corporation ("Indiana Service") in accordance with the Commission's order of December 18, 1946 subject to the condition that the nonelectric properties of Indiana Service be disposed of within one year from the date of acquisition, provided however, that application might be made for an extension or extensions of such period for good cause shown; and

The Commission, by order dated June 30, 1948 having approved the merger of Indiana Service into Indiana & Michigan Electric Company ("Indiana & Michigan"), and in connection therewith having extended the period for disposing of the gas properties of Indiana Service to December 31, 1948; and

American Gas and Indiana & Michigan having filed an application for an extension of the period for the disposition of the gas properties to June 30, 1949, said application indicating that American Gas and Indiana & Michigan have heretofore disposed of the transportation and water properties of Indiana & Michigan, that the only remaining properties of the company to be disposed of are the gas

properties, and that the companies concerned are presently engaged in negotiations looking toward the sale of the gas properties; and

It appearing to the Commission that it is appropriate to grant the application in view of all the circumstances of this case:

It is ordered, That the period for American Gas and Indiana & Michigan to dispose of the gas properties of Indiana & Michigan be, and the same hereby is, extended to June 30, 1949.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 49-233; Filed, Jan. 11, 1949;
8:46 a. m.]

[File No. 70-2025]

ATLANTIC CITY ELECTRIC CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 5th day of January A. D. 1949.

Notice is hereby given that Atlantic City Electric Company ("Atlantic City"), an electric utility subsidiary of American Gas and Electric Company, a registered holding company, has filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935, and has designated section 6 (b) of the act as applicable to the proposed transactions which are summarized as follows:

Atlantic City proposes to borrow \$850,000 equally divided between the Guaranty Trust Company of New York and the Irving Trust Company. The proposed loans will be evidenced by promissory notes maturing December 31, 1950, and will bear interest at the rate of 1½% per annum until July 11, 1949, and at the rate of 1¾% per annum from that date to maturity. The notes may be prepaid in whole or in part on ten days' notice to the banks, without premium, unless such prepayment is made from funds borrowed at a lower rate of interest, in which event a premium shall be payable in the amount of ¼ of 1% per annum of the amount being prepaid from the date of such prepayment to maturity.

On July 11, 1947, this Commission authorized the borrowing of \$2,000,000 by Atlantic City from the banks above named pursuant to a credit agreement whereby Atlantic City might borrow up to an aggregate amount of \$3,600,000. Our order therein: *Provided, however,* That the remaining \$1,600,000 might be borrowed as needed and notes issued therefor, subject to the approval of the Board of Public Utility Commissioners of the State of New Jersey and this Commission. On September 15, 1948, the Commission authorized the borrowing of \$750,000 pursuant to the loan agreement, and the present application proposes the borrowing of the remaining \$850,000 provided for in the credit agreement.

The application states that the proceeds of the proposed loans will be applied in part to the payment of notes due

February 7, 1949 in the amount of \$500,000 and the balance will be added to the general treasury funds of Atlantic City.

The issuance of the notes is subject to the approval of the board of Public Utility Commissioners of the State of New Jersey, the Commission of the State in which Atlantic City is organized and doing business, and an application for approval of the proposed transaction has been filed with that Commission.

The application requests that the Commission issue its order at the earliest practicable date and that such order become effective upon the issuance thereof.

Notice is further given that any interested person may not later than January 18, 1949 at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said application which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington, D. C. At any time after January 18, 1949, said application, as filed, or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof. All interested persons are referred to said application which is on file with this Commission for a statement of the transactions therein proposed.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 49-232; Filed, Jan. 11, 1949;
8:45 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 928; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 12436]

FRANZ NEUGART ET AL.

In re: Interests of Franz Neugart and Margarete Bruhl, nee Domminek, as sole heir of Paul Bruhl, deceased, in an agreement between Franz Neugart and Ludwig S. Bluth, relating to United States Letters Patent No. 2,028,315.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Franz Neugart, whose last known address is Havelstrasse 15, Berlin-Charlottenburg, Germany, is a resident of Germany and a national of a foreign country (Germany);

2. That Margarete Bruhl, nee Domminek, whose last known address is Berlin, Germany, is a resident of Germany and a national of a foreign country (Germany);

3. That the property described as follows: All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Franz Neugart and Margarete Bruhl, nee Domminek, as sole heir of Paul Bruhl, deceased, and each of them, by virtue of an agreement entered into June 16, 1937, by and between Franz Neugart and Ludwig S. Bluth (including all modifications thereof and supplements thereto, if any), which agreement is evidenced by certain correspondence between Franz Neugart and Ludwig S. Bluth including, but not by way of limitation, letters dated June 7, 1937, and June 12, 1937, from Franz Neugart to Ludwig S. Bluth and a letter dated June 16, 1937, from Ludwig S. Bluth to Franz Neugart, which agreement relates, among other things, to United States Letters Patent No. 2,028,315,

is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, the aforesaid nationals of a foreign country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 30, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-275; Filed, Jan. 11, 1949;
8:51 a. m.]

[Vesting Order 12562]

RUDOLPH M. JAPPEN AND BROOKLYN TRUST CO.

In re: Trust under agreement by and between Rudolph M. Jappen and Brooklyn Trust Company, dated October 1, 1937. File No. F-28-4946; E. T. sec. 2970.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Rudolph M. Jappen, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof, in and to and arising out of or under that certain trust agreement dated October 1, 1937, by and between

Rudolph M. Jappen and Brooklyn Trust Company, trustee, presently being administered by Brooklyn Trust Company, 177 Montague Street, Brooklyn, New York, as trustee, including but not limited to the right of Rudolph M. Jappen to revoke the trust agreement,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 20, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-276; Filed, Jan. 11, 1949;
8:51 a. m.]

[Vesting Order 12581]

ALICE VON FREDEN

In re: Stock and bond owned by and debt owing to the personal representatives, heirs, next of kin, legatees and distributees of Alice Von Freden, deceased. F-28-27594-A-1/D-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees, of Alice Von Freden, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany).

2. That the property described as follows:

a. Nine (9) shares of \$10 par value common capital stock of The National Supply Company, Grant Building, Pittsburgh, Pennsylvania, a corporation organized under the laws of the State of Pennsylvania, evidenced by a certificate numbered 4218, registered in the name of Mrs. Alice Von Freden, and presently in the custody of The Toledo Trust Company, 245 Summit Street, Toledo 3, Ohio, in the account of Alice Von Freden, together with any and all declared and unpaid dividends thereon.

b. One (1) Missouri-Pacific Railroad Company, First and Refunding Mortgage Series G Bond, of \$1,000 face value, bearing the number M 11 183 and presently in the custody of The Toledo Trust Company, 245 Summit Street, Toledo 3, Ohio, in the account of Alice Von Freden, and any and all rights thereunder and there-to, and

c. That certain debt or other obligation of The Toledo Trust Company, 245 Summit Street, Toledo 3, Ohio, Agent for Alice Von Freden, arising out of cash on deposit in an Agency Account of the

aforesaid Alice Von Freden, together with any and all accruals thereto and any and all rights to demand, enforce and collect the aforesaid debt or other obligation,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the personal representatives, heirs, next of kin, legatees and distributees of Alice Von Freden, deceased, the aforesaid nationals of a designated enemy country (Germany),

and it is hereby determined:

3. That to the extent that the personal representatives, heirs, next of kin, legatees and distributees of Alice Von Freden, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 20, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-277; Filed, Jan. 11, 1949;
8:51 a. m.]

